



## PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (June 2004)**

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

**Agency:** Department of Labor and Industries

**Subject of possible rule making:** Chapter 296-52 WAC, Safety Standards for Possession and Handling of Explosives

**Statutes authorizing the agency to adopt rules on this subject:** RCW 49.17.010, RCW 49.17.040, RCW 49.17.050, RCW 49.17.060

**Reasons why rules on this subject may be needed and what they might accomplish:** The purpose of this rulemaking is to correct the inconsistency between chapter 70.74 RCW, Washington State Explosive Act, and chapter 296-52 WAC, Safety Standards for Possession and Handling of Explosives. The rulemaking will change the licensing requirements from two years to one year, in order to be consistent with the RCW. We will also be incorporating recommendations from the FBI regarding bomb technicians, along with housekeeping changes throughout the rule.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** No other state or federal agencies, other than the Occupational Safety and Health Administration (OSHA) are known that regulate this subject. The Washington Industrial Safety and Health Act's (WISHA) rules are required to be at least as effective as OSHA's rules.

**Process for developing new rule (check all that apply):**

- ☐ Negotiated rule making
- ☐ Pilot rule making
- ☐ Agency study
- ☒ Other (describe)

Parties interested in the formulation of these rules for proposal may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

**How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

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**DATE**  
October 19, 2004

**NAME (TYPE OR PRINT)**  
Paul Trause

**SIGNATURE**

**TITLE**  
Director

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